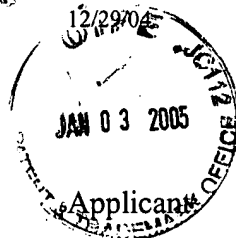


AF#
JTW



NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant

James A. Proctor, Jr. and Pertti O. Alapuranen

Application No.: 09/898,514

Group: 2664

Filed: July 3, 2001

Examiner: Shah, Chirag G.

Confirmation No.: 4006

For: METHOD FOR ALLOWING MULTI-USER ORTHOGONAL AND
NON-ORTHOGONAL INTEROPERABILITY OF CODE CHANNELS

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
12/29/04	Nadine Z. Kush
Date	Signature
Nadine Z. Kush	
Typed or printed name of person signing certificate	

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01/04/2005 MAHME1 00000025 09898514

01 FC:1401
02 FC:1252

500.00 OP
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Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 29, 2004 of the Examiner finally rejecting claims 1-36. The items checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated July 29, 2004 for two months from October 29, 2004 to December 29, 2004.
2. ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.
☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

4. Fees are submitted for the following:

[X]	Extension of Time for two months		\$	450
[]	Additional Extension of Time:			
	Fee for Extension	([] mo.)	\$	
	Less fee paid	([] mo.)	- \$	
	Balance of fee due		\$	0
[X]	Notice of Appeal		\$	500
[]	Other		\$	
		TOTAL	\$	950

5. The method of payment for the total fees is as follows:


[X] A check in the amount of \$950 is enclosed.

[] Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By 
David J. Thibodeau, Jr.
Registration No.: 31,671
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: 12/29/04